IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

THURSDAY, THE 26TH JULY 2007 / 4TH SRAVANA 1929

WP(C).No. 25159 of 2006(T)

PETITIONER:

C. MURALEEDHARAN, S/O. NARAYANAN NAIR
CHANDANATHIL HOUSE, PURAMATHILSSERY,
P.O. KUMBIDI, PALAKKAD DISTRICT.

BY ADV. SRI.P.VIJAYAKUMAR

RESPONDENTS:

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1. KERALA STATE LITERACY MISSION
REPRESENTED BY MEMBER SECRETARY CUM DIRECTOR
SASTHAMANGALAM, TRIVANDRUM.

2. THE DISTRICT COLLECTOR, PALAKKAD.

3. ANAKARA GRAMA PANCHAYATH,
REPRESENTED BY SECRETARY, P.O. KUMBIDI,
PALAKKAD DISTRICT.

4. U.M. RAMAN, FORMER PRESIDENT OF
ANAKARA GRAMA PANCHAYATH,
P.O. KUMBIDI, PALAKKAD DISTRICT.

BY GOVERNMENT PLEADER SRI. NANDAKUMAR
ADV. SRI.T.K.SAIDALIKUTTY
SRI.P.M.KUNJIMOIDEENKUTTY
SRI.A.A.ZIYAD RAHMAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXHIBIT-P1: TRUE COPY OF THE LETTER DATED 25.1.1999 APPOINTING PETITIONER AS PRERAK OF PURAMATHILSSERY CENTRE IN ANAKKARA PANCHAYAT

EXHIBIT-P2: TRUE COPY OF THE NOTICE DATED 26/12/2002 SERVED ON THE PETITIONER, STATING HIS REMOVAL FROM THE POST OF PRERAK

EXHIBIT-P3: TRUE COPY OF THE JUDGMENT IN O.P. 550/2003 BEFORE THE HONOURABLE HIGH COURT OF KERALA

EXHIBIT-P4: TRUE COPY OF THE JUDGMENT IN W.A NO.1614/2003 BEFORE THE HONOURABLE HIGH COURT OF KERALA

EXHIBIT-P5: TRUE COPY OF THE REPRESENTATIONS SUBMITTED BY THE PETITIONER BEFORE THE 3RD RESPONDENT ON 3/9/03

EXHIBIT-P6: TRUE COPY OF THE REPRESENTATION DATED 20/9/03N BEFORE THE 1ST RESPONDENT THE DISTRICT PROJECT OFFICER ON 29/9.2003

EXHIBIT-P7: TRUE COPY OF THE REPRESENTATION DATED 29/9/03 BEFORE THE DISTRICT PROJECT OFFICER

EXHIBIT-P8: TRUE COPY OF THE REPRESENTATION DATED 8/8/05

EXHIBIT-P9: TRUE COPY OF THE LETTER ISSUED BY THE 3RD RESPONDENT DATED 23/8/05

EXHIBIT -P10:TRUE COPY OF THE COVERING LETTER DATED 7/9/05 SENT BY THE PETITIONER ALONG WITH FRESH COPIES OF EXHIBITS P3 & P4 JUDGMENTS

EXHIBIT -P11:TRUE COPY OF THE REPRESENTATION DATED 20/3/2006

EXHIBIT-P12: TRUE COPY OF THE REPRESENTATION DATED 23/7/06

EXHIBIT-P13: TRUE COPY OF THE COMMUNICATION OF 3RD RESPONDENT DATED 7/7/06 RECEIVED BY THE PETITIONER ON 11/7/06

/TRUE COPY/

K.BALAKRISHNAN NAIR,J.

WP(C)NO.25159 OF 2006-T

Judgment

The petitioner was a Prerak under the Continuing Literacy Mission of Anakkara Panchayat, the third respondent herein. He was terminated from service without notice. This Court, by Ext.P3 Judgment, quashed the said order for violation of the principles of natural justice. The said decision was affirmed by the Division Bench of this Court by Ext.P4 Judgment. Later, again he was terminated by Ext.P13 order without hearing him. The learned counsel for the third respondent submitted that the Panchayat is withdrawing Ext.P13. This submission is recorded. The petitioner shall be deemed to have continued in service all along, notwithstanding Ext.P13 and shall be granted all consequential benefits.

The Writ Petition is disposed of as above.

26.07.2007 **K.BALAKRISHNAN NAIR,JUDGE**

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